

REMARKS

Claims 1-21 are all the claims pending in the application.

Applicant thanks the Examiner for accepting drawings filed April 14, 2004 and acknowledging the claim for foreign priory and receipt of certified copies of the priority documents. Also, Applicant thanks the Examiner for considering the references cited in IDS.

Claim Rejection - 35 U.S.C. § 102

Claims 1-4, 9-15, and 19 are rejected under 35 U.S.C. § 102(b) as being anticipated by Tuoriniemi et al. (5,978,689). Applicant traverses these rejections because Tuoriniemi fails to disclose or suggest all of the claim limitations. Specifically, Tuoriniemi fails to disclose or suggest at least the following:

Claim 1:

a first sound device that inputs and outputs a sound to the handsfree call microphone and the handsfree call loudspeaker, and that is included in an information terminal;

The Examiner alleges that Tuoriniemi discloses a communication system (fig. 5), comprising: a handsfree speaker (20); a handsfree microphone (16); a first sound device (10) for inputting/outputting a sound to the handsfree speaker/microphone that included an information terminal (22) (figs. 5-9). (office action pg. 2) Applicant respectfully disagrees.

The alleged first sound device (10) of Tuoriniemi is a headset with the following attachments: a boom 14; speakers 18 and 20; and a microphone 16 (col. 4, lines 8-24). In Tuoriniemi, the alleged information terminal (22), is a telephone audio set (fig. 6). The telephone audio set (22) and the headset (10), as shown in figure 5, are two distinct and separate devices (fig. 5). Also, the telephone audio set, as shown in figure 6, does not include the headset (10) in the telephone audio set.

Furthermore, the Examiner asserts that the telephone audio set is also the claimed handset and the second sound device. Thus, the Examiner has improperly asserted that one item in Tuoriniemi, the telephone audio set (22), corresponds to three separate claim elements (informational terminal, handset, and second sound device).

Therefore, at least for the above reasons, Applicant respectfully submits that independent claim 1 is patentable over the applied reference.

Additionally, Applicant respectfully submits that rejected claims 2-4, 9-15, 19 are allowable, at least because of their dependency from claim 1.

Claim rejection 35 U.S.C. § 103

Claims 5-8 have been rejected under 35 U.S.C. §103(a) as being unpatentable over Tuoriniemi. Applicant traverses these rejections because these claims are dependent from claim 1 and should be allowable at least based on this dependence.

The Examiner has rejected claims 16-18 and 20 under 35 U.S.C. § 103(a) as being unpatentable over Tuoriniemi in view of Kanazumi. Applicant traverses these rejections because the combination of Tuoriniemi and Kanazumi fails to disclose or suggest all of the claim limitations as stated in claim 1. Claims 16-18 and 20 should be allowable at least based on their dependence from claim 1 for the reasons described above.

The Examiner has rejected claim 21 under 35 U.S.C. § 103(a) as being unpatentable over Tuoriniemi in view of Janssen. Applicant traverses these rejections because the combination of Tuoriniemi and Janssen fails to disclose or suggest all of the claim limitations as stated in claim

Amendment under 37 C.F.R. § 1.111
U.S.S.N 10/823,739

Attorney Docket No.: Q80966

1. Claim 21 should be allowable at least based on its dependence from claim 1 for the reasons described above.

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,


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Date: October 30, 2006